

**To:** Capacasa, Jon[Capacasa.jon@epa.gov]; Price-Fay, Michelle[Price-Fay.Michelle@epa.gov]  
**Cc:** McGuigan, David[McGuigan.David@epa.gov]  
**From:** binetti, victoria  
**Sent:** Fri 1/10/2014 10:26:21 PM  
**Subject:** RE: Freedom Industries Etowah River Terminal

Just FYI. the facility appears to be a storage and shipping terminal, rather than a production facility.

<http://www.etowahriverterminal.com/>

--Vicky

**From:** Capacasa, Jon  
**Sent:** Friday, January 10, 2014 1:53 PM  
**To:** Price-Fay, Michelle  
**Cc:** McGuigan, David; binetti, victoria  
**Subject:** FW: Enforcement history

FYI

**From:** Dressel, Paul  
**Sent:** Friday, January 10, 2014 1:30 PM  
**To:** White, Terri-A; Capacasa, Jon  
**Cc:** Hodgkiss, Kathy; Melvin, Karen; Beers, Samantha  
**Subject:** RE: Enforcement history

I pulled ICIS for Freedom Industries – they are not listed specifically

Their Charleston Plant is listed in the system **ETOWAH River Terminal**

This facility has a minor water permit

CWA WVG610920 – no violations noted

And a Haz Waste ID

RCRA WVR000502559 – No violation noted

Their POCA Blending facility in Nitro WV – the subject of a multimedia inspection as part of the Region 3 Huntington WV initiative on 11/3 2009. Which included support from Region 4, Region 5 and NEIC . Poca was inspected by NEIC staff, for RCRA, SPCC, and Storm water.

- [REDACTED] The facility was covered by a Multi sector general permit for Storm water, and was in compliance with the permit at that time.
- [REDACTED] The facility has an RCRA ID #WVR000508473 – they were in compliance at the time of the inspection. – materials onsite were no-hazardous
- [REDACTED] The inspectors had concerns that the facility did not have a SPCC plan and were storing oil onsite. At that time, the facility was not subject to the SPCC regulations, but the Regulations had been recently changed and the facility would become subject once the effective date of the changes passed.

Paul G. Dressel, Deputy Director

US EPA Region 3

Office of Enforcement, Compliance

and Environmental Justice

215-814-2154

[dressel.paul@epa.gov](mailto:dressel.paul@epa.gov)

**From:** White, Terri-A

**Sent:** Friday, January 10, 2014 12:46 PM

**To:** Dressel, Paul; Capacasa, Jon

**Cc:** Hodgkiss, Kathy

**Subject:** FW: Enforcement history

**Importance:** High

Please see below and get back to me ASAP. Thanks!

**From:** Johnson, Alisha  
**Sent:** Friday, January 10, 2014 12:30 PM  
**To:** Garvin, Shawn; White, Terri-A  
**Cc:** Conger, Nick; Hull, George  
**Subject:** Enforcement history

Shawn and Terri,

# Ex. 5 - Deliberative

**Alisha Johnson**

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